GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Commercial Taxes Department - O.A.No.3168/2014 filed by Sri D.Appa Rao, Sri Y.Mangaraju, and Sri M.Prasad, Weepers cum Watchmen, in O/o Deputy Commissioner (CT) Visakhapatnam- Sanction of minimum wages which is equal to the minimum pay and allowance(ie. Basic pay + DA only) of Class IV regular employees scale- Orders- Issued.

REVENUE (CT.I) DEPARTMENT

G.O.MS.No. 601 Dated: 12-12-2017

Read the following:-

1. Orders of APAT dt. 1-2-2016 in O.A.No.3168/2014 filed by Sri D.Appa Rao and two others.
2. From the Commissioner of Commercial Taxes, A.P., Hyderabad, Ref.No.C1/586/2014, Dated:30-05-2016
3. Govt.Memo.No.34024/15/2016-CT.I-1, Dated: 02-08-2016.
4. Orders of APHC in W.P.No.20900 of 2017 dt. 10-7-2017.
5. From the Chief Commissioner of State Tax, A.P., Vijayawada, Ref.No.C1/E3/496/2013, dt. 09.08.2017.
6. Orders of Hon'ble Tribunal in C.A.No.192/2017 in O.A.No.3168/2014 dt.3-11-2017.
7. Govt.Memo.No.34024/15/2016, Revenue (CT.I) Dept. dt.12-12-2017.

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O R D E R:

The Hon'ble APAT in O.A.No.3168/2014 dt.1-2-2016 filed by Sri D.Appa Rao, Sri Y.Mangaraju Sri Muppidi Prasad, Sweepers cum watchmen O/o Deputy Commissioner (CT) Visakhapatnam has ordered as follows:

> " The order of regularization of services are concerned, the applicants are not entitled for regularization of services as per G.O.Ms.No.212, Finance and Planning (FW-PC-III) Department, dated:22-04-1994. As far as minimum time scales of pay is concerned, they are entitled to. In view of the same, the Original Application is allowed in part directing the respondents to sanction and pay minimum time scales in which the applicants have been working from the date of passing interim order i.e., dated:25.4.2014. VMAs are dismissed".

2. Against the orders of APAT in OA.No.No3168/2014 dt.1-2-2016 filed by Sri. D.Appa Rao, Sri. Y.Mangaraju, Sri. Muppidi Prasad, the Chief Commissioner of State Tax, A.P., Vijayawada has filed WP.No. 20900/2017, but the same was dismissed.

3. The Chief Commissioner of State Tax, A.P., Vijayawada in the reference 2nd read above, has submitted proposals for sanction of two (2) posts of sweeper cum night Watchman in O/o the Deputy Commissioner (CT) Visakhapatnam to implement the orders of APAT in OA.No.3168/2014 and also reported that Sri Y. Manga Raju (Applicant) has not been attending the office since 3 years.

(P.T.O.)

4. Government after carefully considering the matter has decided to file SLP against the orders of APAT/ High Court while implementing the orders of Hon'ble Tribunal dt. 1-2-2016 in OA.No.3168 of 2014. Accordingly, in the Memo. 7th read above the Chief Commissioner of State Tax, A.P., Vijayawada was directed to file SLP against the orders of APAT/High Court.

5. In view of the above, in compliance with the orders of the Hon'ble Tribunal and Hon'ble High Court, Government hereby accord sanction of minimum wages which is equal to the minimum pay and allowance(ie. Basic pay + DA only) of Class IV regular employees scale to Sri.D.Appa Rao Sri.Y.Mangaraju, and Sri.Muppidi Prasad, Sweepers cum watchmen, O/o Deputy Commissioner (CT), Visakhapatnam subject to outcome of the result of SLP to be filed by the Department against the orders of APAT/High Court and also subject to the following conditions.

i. The individuals should have been working continuously without break.
ii. No other allowances/increments etc., shall be paid.
iii. Allowing the above minimum wages shall not confer any right on the individuals to claim for regularization of services.

6. The Chief Commissioner of State Tax, A.P.Vijayawada shall take further action accordingly in the matter.

7. This order issues with the concurrence of the Finance Department vide their U.O.No32026/123 /2017(HR.III/ Finance,284579, dated: 12-12-2017.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO,
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Chief Commissioner of State Tax, A.P., Vijayawada.
Copy to:
The Deputy Commissioner (CT) Visakhapatnam Division,
Visakhapatnam.
The Accountant General, A.P., Hyderabad.
The District Treasury Officer, Visakhapatnam.
Sf/Sc.

//Forwarded:: By Order//

SECTION OFFICER.